

UNITED STATES DISTRICT COURT

Jury demand date:

D. C. Form No. 106A Rev.

TITLE OF CASE		ATTORNEYS	
<p>MFA Mutual Insurance Companies</p> <p>vs</p> <p>Tom Tuttle, Administrator of the Estate of Clarence C. Tuttle, Deceased, Tom Tuttle, Administrator of the Estate of Imogene Tuttle, Deceased, Tom Tuttle, Guardian of the Person and Estate of Tommy Tuttle, Lola Dirck, Guardian of the Person and estate of Shelia Dirck, Cheryl L. Gilliland, Brenda Lou Gilliland and Linda Sue Gilliland, Minors, individually, and Lola Dirck, as guardian of Shelia Dirck, Cheryl L. Gilliland, Brenda Lou Gilliland and Linda Sue Gilliland, Minors, and James Albert Gilliland, as next of kin of Janice Gilliland and Bradley Gilliland, deceased; Maxine Goff, individually, and Maxine Goff as the administratrix of the estate of Donald Lee Scroggins, deceased, and Minnie Goff,</p>		<p>For plaintiff:</p> <p>Joseph F. Glass, Joseph A. Sharp Best, Sharp, Thomas & Glass 200 Franklin Building Tulsa, Oklahoma</p> <p>For defendant:</p> <p>Lyons & Dean (For Lola Dirck) P. O. Drawer 1047 (David Van Horn) P ryor, Oklahoma 74361 L. K. Smith (Tom Tuttle) Boone, Ellison & Smith 914 World Building Tulsa, Okla. 74103</p>	

STATISTICAL RECORD	COSTS	DATE	NAME OR RECEIPT NO.	REC.	DISB.
J.S. 5 mailed 8-1	Clerk	7-3-69	Best, etc.	15 00	
J.S. 6 mailed 2-1-71	Marshal	7-10-69	CD 2		15 00
Basis of Action: Declaratory judgment	Docket fee				
	Witness fees				
Action arose at: Tulsa	Depositions				

DATE	PROCEEDINGS	Date Order or Judgment Noted
7-3-69	Complaint, filed. Summons issued. m	
7-9-69	Return on service of writ: served Tom Tuttle, Adm. of estate of Clarence C. Tuttle, Adm. of estate of Imogene Tuttle, and as Guardian of Tommy Tuttle, by serving L. K. Smith, attorney, at Tulsa, Okla., 7-8-69. (USM \$9.00)g	
7-11-69	Return on summons, filed. James Albert Gilliland not served because not in district and not listed in Denver directory. (Fees: \$4.24)m	
7-28-69	Summons, returned and filed: served Lola Dirck as guardian of estates of Shelia Dirck, Cheryl L. Gilliland, Brenda Lou Gilliland and Linda Sue Gilliland, minors, at Pryor, Okla. on 7-14-69 (USM \$17.16); served Minnie Goff at Inola, Okla. on 7-17-69. (USM \$9.48)g; served Maxine Goff personally and as Admr. of Estate of Donald Lee Scroggins at Pryor, Okla., on 7-15-69 (USM \$16.80)g	
8-4-69	Answer, filed, by Tom Tuttle (Leave granted out of timeLB-J). js	
8-4-69	Answer of Lola Dirck, filed. ds	
8-22-69	Case set for pre-trial hearing on Wed. 9-3-69 at 9:30 A.M. (LB-J)h	
9-3-69	Pre-trial hearing held. Pltf. granted time to complete discovery and pltf. to prepare pre-trial order within 15 days. Case to be set for non-jury trial. (LB-J)m	
10-3-69	Case set for non-jury trial Monday 10-13-69 at 9:30 a.m. (LB-J)m	
10-7-69	Case stricken from non-jury assignment of 10-13-69 to be reset on next non-jury docket. (LB-J)m	
10-20-69	Case set for non-jury trial Tuesday 11-18-69 at 9:30 a.m. (LB-J)m	
11-14-69	Pre-trial order, filed. (LB-J)m	
11-18-69	Case called for non-jury trial and case passed to 9:30 a.m., 12-12-69. (LB-J)m	
11-19-69	Subpoenas, returned & filed: served Maxine Goff at Pryor, Okla. on 11-16-69; Minnie Goff not found, returned unserved. (USM \$13.88)g	
12-2-69	Case stricken from non-jury assignment of Dec. 12, 1969. (LB-J)m	
12-11-69	It is ordered by the court that this case is set for non-jury trial on Thursday, January 8, 1970, at 9:30 A.M. (LB-J) ds	
1-6-70	Amendment to complaint, filed, with leave granted to file. (LB-J)m	
1-7-70	Minute Order: This case stricken from the non-jury assignment of 1-8-70. (LB-J)h	
3-27-70	Case set for non-jury trial Thursday 4-9-70 at 9:30 a.m. (LB-J)m	
4-9-70	Case passed from non-jury assignment of this date, to be set on next non-jury docket. (LB-J)m	
4-15-70	Case set for non-jury trial Monday 5-11-70 at 1:30 p.m. (LB-J)m	
4-16-70	Case reset for non-jury trial Monday 5-11-70 at 9:30 a.m. (LB-J)m	
5-6-70	Deposition of Minnie Marie Chambers on behalf of defendant, taken by Sally Ann Self, CSR, filed. \$110.00. ds	
5-11-70	Case called for trial. Pltf. to submit suggested F/F & C/L and brier within 15 days and deft. given 15 days thereafter to file suggested F/F & C/L and brief. (LB-J)m	
5-11-70	Trial exhibits, filed. m	
5-27-70	Order filed, that plaintiff is granted an additional ten days to file proposed FF and CL. (LB-J) ds	
9-4-70	Ordered by the Court that this case is set for disposition on Wednesday, September 16, 1970 at 9:30 A. M. (Luther Bohanon - Judge) b	
9-8-70	Pltf's brief in support of proposed F/F & C/L, filed. m	
9-8-70	Proposed F/F, C/L and Judgment of complainant MFA Mutual Ins. Co., filed. m	
9-16-70	Case called for disposition. Deft. given 30 days to file suggested F/F & C/L. Court requests transcript of trial to be charged equally to parties. (LB-J)m	

(continued)

DATE	PROCEEDINGS	Date Order or Judgment Noted
10-27-70	Application of defts. for order extending time within which to submit proposed F/F, C/L & answer brief, filed. m	
10-27-70	Ordered that defts. are granted until 11-15-70 in which to file suggested F/F & C/L. (LB-J)m	
12-21-70	Proposed F/F, C/L & Judgment of defts. Tuttle, Dirck & Gilliland, filed. m <i>(copies mailed Judge)</i>	
12-21-70	Brief in support of proposed F/F & C/L of defts. Tuttle, Dirck & Gilliland, filed. m <i>(copy mailed Judge)</i>	
1-5-71	Findings of fact and conclusions of law, filed. (LB-J)m (copies mailed)	
1-5-71	Judgment, filed and entered, that Policy #35-1-917758001 issued to Minnie Goff, etc. does not provide ins. coverage for accident on 2-2-68 to Minnie Goff, et al, and judgment is entered in favor of pltf. MFA Mutual Ins. Cos. against each of defts. (LB-J)m (copies mailed)	
1-14-71	Defts' motion for new trial or to amend Findings and Judgment, filed. m	
1-14-71	Brief in support of motion for new trial or to amend findings and judgment, filed. m	
1-18-71	Hearing held on motion for new trial or to amend findings & judgment of defts. Tuttle. Statements made. Motion overruled and Court orders that pltf. pay total costs of transcript that Court ordered previously & pltf. to prepare order. (LB-J)m	
2-5-71	Order overruling motion for new trial or to amend findings and judgment, filed and entered. (LB-J)m (copies mailed by counsel)	

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